

**HARDING TOWNSHIP COMMITTEE
MONDAY, JANUARY 7, 2019
REORGANIZATION MEETING MINUTES**

OATHS OF OFFICE – RE-ELECTED OFFICIALS – Municipal Clerk

Committee Member Mrs. DiTosto
Committee Member Mr. Jones

Mrs. Sharp, Municipal Clerk, administered the Oaths of Office to Committee Member Jones and Committee Member DiTosto.

CALL MEETING TO ORDER – Municipal Clerk

Mrs. Sharp, Municipal Clerk, called the reorganization meeting of the Harding Township Committee to order at 7:35 p.m.

PLEDGE OF ALLEGIANCE – Municipal Clerk

Mrs. Sharp, Municipal Clerk, led the Township Committee and members of the Public in the Pledge of Allegiance.

ADEQUATE NOTICE of this meeting of the Harding Township Committee was given as follows: Notice was sent to the *DAILY RECORD* and the *OBSERVER TRIBUNE* on December 4, 2018; Notice was posted on the Bulletin Board in the Township Municipal Building on Blue Mill Road in Harding, NJ on December 6, 2018, and Notice was filed with the Municipal Clerk on December 6, 2018.

Mrs. Sharp, Municipal Clerk, announced that Adequate Notice of the Harding Township Reorganization meeting was called in accordance with the Open Public Meetings Act.

ROLL CALL – Municipal Clerk

Mrs. Sharp, Municipal Clerk conducted the Roll Call.

Present:	Ms. DiTosto, Mr. Jones, Mr. Modi, Mr. Platt, Mr. Yates
Also Present:	Mr. Falzarano, Township Administrator; Mr. Steve Griegel, Township Counsel

Public Present:	Approximately: 30
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NOMINATIONS FOR MAYOR 2019 –Municipal Clerk

Mrs. Sharp, Municipal Clerk, called for nominations for Mayor. Upon a Motion made by Mr. Platt, to nominate Mr. Yates as Mayor of the Harding Township Committee. The motion was seconded by Mr. Modi. Mrs. Sharp asked if there were any other nominations for Mayor. With no further nominations for Mayor, Mrs. Sharp asked for a motion to Close Nominations for Mayor. Upon a Motion made by Mr. Platt, seconded by Mr. Modi, and with a roll call vote of all ayes, none opposed, nominations for Mayor are now closed. Let the record show that Mrs. DiTosto voted last.

Mrs. Sharp, Municipal Clerk called for a motion to elect Mr. Yates as Mayor of the Harding Township Committee. Upon a motion made by Mr. Platt, seconded by Mr. Modi, and with a roll call vote of all ayes, none opposed, Mr. Yates was elected as Mayor of the Harding Township Committee for 2019. Let the record show that Mrs. DiTosto voted last.

Mrs. Sharp, Municipal Clerk administered the Oath of Office for Mayor of the Township of Harding to Mr. Yates.

Mrs. Sharp, Municipal Clerk stated that the newly elected Mayor will now Chair the remainder of the meeting.

MAYOR PRESIDING: NOMINATIONS FOR DEPUTY MAYOR 2019

Mayor Yates called for nominations for Deputy Mayor. Upon a motion duly made by Mr. Platt to nominate Mr. Jones for Deputy Mayor of the Harding Township Committee was seconded by Mr. Modi. Mayor Yates asked if there were any other nominations for Deputy Mayor. Mayor Yates called for a motion to close nominations for Deputy Mayor. Upon a motion made by Mr. Platt, seconded by Mr. Modi, and with a roll call vote of all ayes, none opposed, the nominations for Deputy Mayor are now closed. Let the record show that Mrs. DiTosto voted last.

Mayor Yates called for a motion to elect Deputy Mayor Jones. Upon a motion made by Mr. Platt, seconded by Mr. Modi, and with a roll call vote of all ayes none opposed, Mr. Jones was elected Deputy Mayor of the Harding Township Committee for 2019. Let the record show that Mrs. DiTosto voted last.

Mrs. Sharp, Municipal Clerk administered the Oath of Office for Deputy Mayor to Mr. Jones.

REMARKS FROM COMMITTEE MEMBERS

Mayor Yates read a prepared speech to members of the Township Committee and members of the public. A copy of the Mayor Yates speech is appended to these minutes.

Deputy Mayor Jones thanked Mayor Yates for his prepared remarks. Mr. Jones stated he echo's Mayor Yates comments and thanked his colleagues, members of the public, and volunteers and looks forward to 2019.

Mr. Platt explained that last year he was appointed to a bi-partisan committee of two to implement shared services. Mr. Platt reported he visited about 100 municipalities but none are like Harding Township. No one on this a dais takes our volunteers for granted. Our Volunteer Fire Department and First Aid Squad are the best. Mr. Falzarano, Township Administrator, brings a level of professionalism and new ideas to Harding Township. Mr. Toribio, DPW Superintendent takes his work personally, this is his family. Chief Heller and the Police Department are the best in the State. Everyone works together to deliver sensible services. Mr. Platt thanked everyone.

Mrs. DiToso read a prepared speech to members of the public and the Township Committee. A copy of Mrs. DiTosto's comments are appended to these minutes.

RESOLUTION TC 19-001 – RESOLUTION OF THE MAYOR AND TOWNSHIP COMMITTEE THANKING FORMER VOLUNTEERS FOR THEIR CONTRIBUTIONS TO HARDING DURING THEIR TERMS AS VOLUNTEERS ON VARIOUS BOARDS, COMMISSIONS, AND COMMITTEES

WHEREAS, volunteers are essential of any community, if a community is to be vibrant; and

WHEREAS, Harding Township has been fortunate enough to attract well-qualified, dedicated volunteers over the years who each make a sacrifice of their personal time, sometimes sacrificing family and other obligations in order to serve the Township; and

WHEREAS, several volunteers have chosen to step down from their assignments on Boards, Commissions, and/or Committees; and

WHEREAS, the Mayor and the Township Committee wish to publicly thank these exceptional individuals for their many contributions to Harding Township:

Terri Eichler	Board of Adjustment
Geoff Harris	Historic Preservation Commission
Joe Schleiffer	Planning Board/Board of Adjustment
Mare Olsen	HOST

BE IT RESOLVED, that the Township Committee of the Township of Harding, County of Morris, State of New Jersey do hereby thank these volunteers for their service, dedication, and commitment to their community.

Mayor Yates read Resolution TC 19-002 into the minutes and thanked these four members for their dedication and commitment to Harding Township.

RESOLUTION TC 19-002 -- RESOLUTION TO ADOPT TOWNSHIP COMMITTEE MEETING MINUTES

BE IT RESOLVED, by the Township Committee of the Township of Harding that the minutes from the following meetings are approved as prepared and shall be filed as a permanent record in the Municipal Clerk's office: December 10, 2018; and

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Harding that the minutes from the following Executive Session meeting(s) are approved as prepared and shall be filed as a permanent record in the Municipal Clerk's office: December 10, 2018.

Mayor Yates asked if there were any comments or corrections to the minutes. Upon a motion made by Mr. Platt, seconded by Mr. Modi, and with a roll call vote of all ayes, none opposed, the Township Committee meeting minutes for December 10, 2018 were accepted.

ACKNOWLEDGEMENTS

MEETING OPEN TO THE PUBLIC

NOTICE OF PUBLIC COMMENT TIME LIMIT

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/are not topics scheduled for Public Hearing tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to a reasonable length of time.

Mayor Yates opened the meeting the members of the public for their public comment.

Elaine McHale, resident – thanked all the Township Committee Members and asked if there was a reason why Mrs. DiTosto was not made mayor. Mayor Yates responded that there is nothing to read into. The Township Committee is free to recognize who they wish for Mayor.

Mindy Papetti, resident – asked if there was a reason why Mrs. DiTosto was not made Mayor? Mrs. DiTosto is well qualified and we would like to see a female Mayor in Harding.. Mr. Griegel, Special Counsel, explained that this is public comment, the Mayor can provide answers but he does not have to.

Chris Allyn, resident – mentioned that he has conducted an analysis of the masterplan that was presented at the Planning Board meeting. The masterplan shows an additional housing units of about 800, 20% of what the build will be affordable units. It is a lot of units if they all sell out.

MAYORAL APPOINTMENTS

Chris Allyn, resident asked why there were separate appointments. Mayor Yates explained that there are appointments that are made by the Mayor and then appointments that are made by the Mayor and the consensus of the Township Committee.

Mayor Yates read the following Mayoral appointments into the minutes.

Board of Health: Mayor appoints Alternates

- Alternate # 1 – Stephen Kao
2 year term expiring 12/31/2020
(May not vote except in absence of or disqualification of a regular member)

Environmental Commission: Mayor Appoints Chair

- Richard Clew – Chairman
1 year term expiring 12/31/2019

Historic Preservation Commission – Mayor appoints all members

- Matthew Cooney
4 year term expiring 12/31/2022
Class A
- Dan Maselli
4 year term expiring 12/31/2022
Class A
- Karen Hefner
2 year term expiring 12/31/20
Alternate #1 – Class C

Planning Board – (Mayor appoints Class II / Class IV)

- Richard Clew
4 year term expiring 12/31/2022
Class II
-

CONSENT AGENDA – PART I – TOWNSHIP PROFESSIONALS / BOARDS / COMMISSIONS / STANDING COMMITTEES

The following items are considered to be routine by the Harding Township Committee and will be enacted by one motion. There will be no separate discussion of these items unless a Township Committee Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

CONSENT AGENDA – PART I - VOTE

Mayor Yates asked Committee Member DiTosto to proceed with the Resolutions listed on the Consent Agenda; **Resolutions TC 19-003 through TC 19-012.**

Committee Member DiTosto made a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Township Committee. Seconded by Township Committee Member Jones.

Mayor Yates asked the Municipal Clerk for a Roll Call:

Mrs. Sharp called the roll.

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Resolution TC 19-003 Standing Committee Assignments

WHEREAS, the Township Committee has designated Standing Committees.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris, and State of New Jersey that the 2019 Township Committee members are assigned to the following Committees:

Committee	Chair	Vice Chair
Finance & Insurance	Mr. Modi	Mr. Yates
Healthcare & Insurance	Ms. DiTosto	Mr. Modi
Personnel	Mr. Modi	Mr. Yates
Planning & Zoning	Mr. Modi	Mr. Jones
Public Health	Mr. Platt	Ms. DiTosto
Public Safety	Township Committee	
Public Works	Mr. Jones	Mr. Platt
Technology	Mr. Yates	Mr. Modi
Building & Construction	Mr. Platt	Mr. Jones
Glen Alpin	Mr. Modi	Mr. Jones
Cell Tower	Ms. DiTosto	Mr. Yates
Long-Term Steering – Infrastructure & Policy	Mr. Platt	Mr. Jones
Emergency Preparedness	Mr. Yates	Mr. Platt
COAH Committee	Mr. Yates	Ms. DiTosto

Recreational Advisory Committee	Mr. Jones	Mr. Modi
Citizens' Park Advisory Committee (Liaison)	Ms. DiTosto	Mr. Platt
Environmental Commission (Liaison)	Mr. Platt	Mr. Yates
Harding Township School Board (Liaison)	Mr. Modi	Mr. Yates
Historic Preservation Commission (Liaison)	Mr. Modi	Mr. Yates
Joint Court of Madison, Morris Township, the Chathams & Harding	Mr. Platt	Mr. Yates
Morris County Freeholder Board (Liaison)	Mr. Platt	Mr. Yates
Open Space Trust (Voting Member)	Mr. Platt	Mr. Jones
Shade Tree Committee (Liaison)	Mr. Platt	Mr. Jones

Resolution TC 19-004 – Resolution Authorizing the Award of Non-Fair Open Process Professional Service Contracts for the Year 2019 for the Companies and Individuals referenced herein

WHEREAS, the Township of Harding has a need to acquire professional service contracts for the year 2019 as non-fair and open contracts pursuant to the provisions of N.J.S.A. 40A:11-5(1)(a); and

WHEREAS, funds are available for this purpose; and

WHEREAS, the following professional service contractors have submitted proposals for 2019 and have completed and submitted their Business Entity Disclosure Certification pursuant to the New Jersey Pay-to-Play Act, certifying that reportable contributions to a political or candidate committee in the Township of Harding have not been made in the previous one year period and that the award of contract will prohibit the following professional service vendors from making any reportable contributions through the term of the contract.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following professional service contracts are hereby awarded for a one-year period; and

BE IT FURTHER RESOLVED, one quarter of these funds are currently certified with the remainder of funds being certified pending final 2019 budget approval.

Township Attorney	Roselli Griegel Lozier & Lazzaro, PC Mark Roselli, Esq.	1/1/19 to 12/31/19 \$85,000 Retainer 01-2019-1155-0155-2-00000
Special Tax Counsel	Dorsey & Semrau Fred C. Semrau, Esq.	1/1/19 to 12/31/19 \$143.00 per hour Not to exceed \$30,000.00 01-2019-1150-0151-2-00000
Labor Counsel	Cleary Giacobbe Alfieri Jacobs, LLC Matthew J. Giacobbe, Esq.	1/1/19 to 12/31/19 \$150.00 per hour Not to exceed \$12,000.00 01-2019-1155-0155-2-00000
Special Counsel	DiFrancesco, Bateman, Coley, Yospin, Davis, Lehrer & Flaum, P.C. Stephen Kunzman, Esq.	1/1/19 to 12/31/19 \$175.00 per hour Not to exceed \$15,000.00 25-9999-1110-0170-2-00037

Special Counsel	Maraziti Falcon, LLC Christopher Falcon, Esq.	1/1/19 to 12/31/19 \$175.00 per hour Not to exceed \$15,000.00 01-2019-1155-0155-2-00000
Township Auditor	Suplee, Clooney & Company Robert Swisher, RMA	1/1/19 to 12/31/19 \$28,560.00 01-2019-1135-0135-2-00000
Township Engineer	Apgar Associates Paul Fox, P.E.	1/1/19 to 12/31/19 \$153.00 per hour Not to exceed \$30,000.00 01-2019-1165-0165-2-00036
Insurance Broker	Corporate Benefits Solutions Ralph Valente	1/1/19 to 12/31/19 2% of annual premiums Not to exceed \$20,000.00
Risk Manager	Meeker Sharkey & Hurley Insurance & Benefits	1/1/19 to 12/31/19 6% of premium Not to exceed \$9,000.00
Professional Planner	Heyer, Gruel & Associates Susan Gruel	1/1/19 to 12/31/19 \$190/175 per hour Not to exceed \$22,500.00 25-9999-1110-0170-2-00037
Bond Counsel	Rogut, McCarthy, Troy LLC Steven Rogut, Esq.	1/1/19 to 12/31/19 Not to exceed \$5,000.00 05-5000-0000-0170-2-00000 01-2019-1155-0155-2-00000

MAYORAL APPOINTMENTS WITH CONSENT OF TOWNSHIP COMMITTEE

Mayor Yates read the appointments into the minutes. Mrs. DiTosto asked that Mr. Burno's appointment on the Shade Tree be revisited as he is currently listed as the Garden Club Representative. Upon review, Mr. Griegel, Township Counsel, explained that the correct appointment for Mr. Bruno can be made at the next meeting. The Municipal Clerk will remove Mr. Bruno's name from Resolution TC 19-006.

Resolution TC 19-005 – Board of Health Appointments

BE IT RESOLVED, by the Mayor of the Township of Harding with consent of the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Board of Health commencing January 1, 2019, be made:

Dr. Nicole Lacz (Regular Member - Voting)	3 year term ending December 31, 2021
Mrs. Christina McKittrick (Regular Member – Voting)	3 year term ending December 31, 2021

Mrs. Nanette DiTosto
(Regular Member – Voting)

3 year term effective 1/1/2018
ending on December 31, 2020

Resolution TC 19-006 – Shade Tree Advisory Committee Appointments

BE IT RESOLVED, by the Mayor of the Township of Harding with consent of the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Shade Tree Advisory Committee commencing January 1, 2019, be made:

John Linson Tree Conservation Officer – Non-Voting	1 year term expiring December 31, 2019
Tracy Toribio DPW Rep – Voting	1 year term expiring December 31, 2019
Robert Falzarano - Voting Township Administrator	1 year term expiring December 31, 2019
Gwenn Claytor – Voting Historic Preservation Commission Rep	1 year term expiring December 31, 2019
James Novotny – Voting Environmental Commission Rep	1 year term expiring December 31, 2019
Linda Kirby – Voting Civic Association	1 year term expiring December 31, 2019

TOWNSHIP COMMITTEE APPOINTMENTS

Resolution TC 19-007 – Board of Adjustment Appointments

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Board of Adjustment commencing January 1, 2019, be made:

Mike Flanagan Regular Member	4 year term expiring December 31, 2022
Rita Chipperson Regular Member	4 year term expiring December 31, 2022
Hugh Symonds Regular Member	4 year unexpired term December 31, 2019
Aric Rosenbaum Alternate #1	2 year unexpired term December 31, 2019
Tom Addonizio Alternate #2	2 year term expiring December 31, 2020

Resolution TC 19-008 – Environmental Commission Appointments

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Environmental Commission commencing January 1, 2019, be made:

Jessica Lubow Regular Member	3 year unexpired term December 31, 2020
Lisa Welsh Regular Member	3 year unexpired term December 31, 2020
James Novotny Regular Member	3 year term expiring December 31, 2021
Alf Newlin Regular Member	3 year term expiring December 31, 2021
Karen Hefner Regular Member	3 year term expiring December 31, 2021
Kate Barry Alternate #2	2 year term ending December 31, 2020

Resolution TC 19-009 – Open Space Trust Committee Appointments

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Open Space Trust Committee commencing January 1, 2019, be made:

Loren Pfeiffer Member at Large	3 year term expiring December 31, 2021
Larry Weppler Member at Large	3 year term expiring December 31, 2021
Dean Sovolos Member at Large	3 year term expiring December 31, 2021
Tim Jones Township Committee Rep - Voting	1 year term expiring December 31, 2019
Nicolas Platt Mayors Designee - Voting	1 year term expiring December 31, 2019
Robert Falzarano Township Administrator – Voting	1 year term expiring December 31, 2019
David Dietz Planning Board Rep - Voting	1 year term expiring December 31, 2019

Madelyn Devine Harding Land Trust Rep - Voting	1 year term expiring December 31, 2019
Jane Riley Shade Tree Rep - Voting	1 year term expiring December 31, 2019
Jim Novotny Environmental Commission Rep - Voting	1 year term expiring December 31, 2019

Resolution TC 19-010 – Citizens’ Parks Advisory Committee Appointments

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Citizens’ Parks Advisory Committee commencing January 1, 2019 and expiring December 31, 2019, be made:

Tom dePoortere – Chair
Tracy Toribio – DPW Supervisor
Emilio Egea – Barrett Field
Mare Olsen – Showgrounds
Anne Kearns – Memorial Park
Nanette DiTosto – TC Member
Nicolas Platt – TC Member

Resolution TC 19-011 – Planning Board Appointments

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following appointments as members of the Harding Township Planning Board commencing January 1, 2019, be made:

Dev Modi Class I (Mayor/ Designee)	1 year term expiring December 31, 2019
Tim Jones Class III (TC Member)	1 year term expiring December 31, 2019
Nik Bjorkedal Alternate 1	2 year term expiring December 31, 2020

Resolution TC 19-012 – Resolution Appointing Members to the Emergency Management Council for the 2019 Calendar Pursuant to N.J.S.A. App. 40A:9-41

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey approve the following list of appointments to the Emergency Management Council as authorized by N.J.S.A. App. 40A:9-41 for calendar year 2019:

Emergency Management Council

Police Chief
Mayor

Fire Chief
Captain of First Aid Squad

Emergency Management Coordinator
Health Officer
Township Attorney
Observer Tribune

American Red Cross
Superintendent of Public Works
School Superintendent
Administrator, Deputy Coordinator

RESOLUTIONS - CONSENT AGENDA – PART II -- ADMINISTRATIVE RESOLUTIONS

The following items are considered to be routine by the Harding Township Committee and will be enacted by one motion. There will be no separate discussion of these items unless a Township Committee Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

CONSENT AGENDA – PART II VOTE:

Mayor Yates asked Committee Member Modi to proceed with the Resolutions listed on the Consent Agenda – Part II. **Resolutions TC 19-013 through TC 19-054**

Committee Member Modi made a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Township Committee. Seconded by Township Committee Member Platt.

Mayor Yates asked the Municipal Clerk for a Roll Call:

Mrs. Sharp called the roll.

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. DiTosto	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi	1 st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	2 nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Resolution TC 19-013 – Agenda and Regular Meeting Schedule

WHEREAS, the Open Public Meetings Act N.J.S.A. 10:4-19 requires that every public body shall post and maintain posted throughout the year for the purpose of public inspection, a schedule of the regular meetings of the public body to be held during the succeeding year.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey, that during 2019 public meetings of the Harding Township Committee shall be held at 7:30 p.m. and executive sessions shall be held immediately after the Harding Township Committee's public meetings at Kirby Hall, 21 Blue Mill Road in New Vernon in said Township on the following dates:

Monday, January 14, 2019
Monday, January 28, 2019
Monday, February 25, 2019 (4th Monday)
Monday, March 18, 2019 (3rd Monday)
Monday, April 15, 2019 (3rd Monday)

Monday, May 13, 2019
Monday, June 17, 2019 (3rd Monday)
Monday, July 15, 2019 (3rd Monday)
Monday, August 12, 2019
Monday, September 9, 2019
Monday, October 21, 2019 (3rd Monday)
Monday, November 18, 2019 (3rd Monday)
Monday, December 9, 2019
Monday, January 6, 2020– Reorganization

BE IT FURTHER RESOLVED, that the above schedule and any revision thereof shall be posted on the bulletin board in Kirby Hall and mailed to the Observer Tribune and the Daily Record, and upon prepayment of mailing and processing costs, to all persons requesting copies of such schedule or any revision thereof; and

BE IT FURTHER RESOLVED, that the meetings shall be conducted in accordance with *Roberts Rules of Order*.

Resolution TC 19-014 – Designate Official Newspapers

BE IT RESOLVED, that the *Observer Tribune*, the *Morris County Daily Record*, and the *Star Ledger* be and hereby are designated as the three official newspapers of the Township of Harding.

Resolution TC 19-015 – Appointment of Township Officials

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey, that the following appointments were offered and adopted for the year 2019:

Board of Adjustment Administrator		Lori Taglairino
Planning Board Administrator		Lori Taglairino
Assessment Search Officer		Lisa Sharp
Tax Search Official		Kathleen Silber
Zoning Officer		George Byrnes
Substitute Subcode Officials	-Construction/Building	William Jankowski
	-Building/ Fire	Thomas Lance
	-Fire	William Jankowski
	-Fire	Joseph Moschello
	-Plumbing	Sal Simonetti
	-Electrical	Ralph Contardo
	-Electrical	Andrew Macera
Certifying Agent		Himanshu Shah
Retirement Funds (PERS & PFRS) Manager		Himanshu Shah
Certifying Official		Lisa Sharp
OPRA Deputies	-Police	Erik Heller
Qualified Purchasing Agent		Lorene Wright
North Jersey Health Insurance Fund Commissioner		Lorene Wright
Paymaster & Social Security Administrator		Himanshu Shah
Recycling Coordinator		Tracy Toribio
Chaplains		Rev. Dr. Robert Gamble

Father Michael Drury
Patricia Elizabeth Romano

Matrons

BE IT RESOLVED, all such appointments shall be for the year 2019 or until additional action on any such appointments is taken by the Township Committee of the Township of Harding.

Resolution TC 19-016 – Resolution Appointing Tracy Toribio and Lisa Sharp as Safety Coordinators as required by the Suburban Municipal Joint Insurance Fund

BE IT RESOLVED, by the Township Committee of the Township of Harding that it hereby appoints Tracy Toribio and Lisa Sharp as the Safety Coordinators for the Township of Harding effective January 1, 2019 as required by the Suburban Municipal Joint Insurance Fund.

Resolution TC 19-017 – Resolution Appointing Lorene Wright as the Municipal Risk Manager and Appointing Lorie Wright as the Suburban Joint Insurance Fund Commissioner as required by the Suburban Municipal Joint Insurance Fund – Meeker Sharkey & Hurley

WHEREAS, the need exists for a Municipal Risk Manager to serve as the liaison between the Township and the Suburban Joint Insurance Fund (“Fund”); and

WHEREAS, the Municipal Risk Manager is responsible for scheduling Municipal Safety Committee meetings and implementing policy changes promulgated by the Fund; and

WHEREAS, pursuant to the by-laws of the Fund, the Township Committee must appoint a Commissioner to represent the Township of Harding in the Fund, and that said appointment must be made by resolution.

BE IT RESOLVED, that Lorene Wright, Assistant Administrator, is hereby appointed as Municipal Risk Manager for the 2019 calendar year; and

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Harding that Lorene Wright is hereby appointed as Commissioner to the Suburban Municipal Joint Insurance Fund for the 2019 calendar year.

Resolution TC 19-018 – Resolution Appointing Lisa Sharp as the Township of Harding’s Safety Delegate as required by the Suburban Municipal Joint Insurance Fund

BE IT RESOLVED, that the Township Committee of the Township of Harding do hereby appoint Lisa Sharp as the 2019 Safety Delegate for the Township of Harding effective January 1, 2019 as required by the Suburban Municipal Joint Insurance Fund.

Resolution TC 19-019 – Resolution Appointing Tracy Toribio as the Pumping & Lift Station Operator

BE IT RESOLVED, by the Township Committee of the Township of Harding that it hereby appoints Tracy Toribio as the Pumping & Lift Station Operator for the year 2019.

Resolution TC 19-020 – Resolution Appointing Tracy Toribio as the Recycling Coordinator Pursuant to N.J.S.A. 13:1E-99

BE IT RESOLVED, by the Township Committee of the Township of Harding that it hereby appoints Tracy Toribio as Recycling Coordinator per N.J.S.A. 13:1E-99 for the year 2019.

Resolution TC 19-021 – Resolution Appointing Tracy Toribio as the Stormwater Coordinator Pursuant to N.J.A.C. 7:15A-4

BE IT RESOLVED, by the Township Committee of the Township of Harding that it hereby appoints Tracy Toribio as Stormwater Coordinator per N.J.A.C. 7:15A-4 for the year 2019.

Resolution TC 19-022 – Resolution Appointing Tracy Toribio as the Clean Communities Coordinator Pursuant to N.J.S.A. 13:1E-213

BE IT RESOLVED, by the Township Committee of the Township of Harding that it hereby appoints Tracy Toribio as Clean Communities Coordinator per N.J.S.A. 13:1E-213 for the year 2019.

Resolution TC 19-023 – Resolution Appointing Tracy Toribio as the Right-To-Know Coordinator

BE IT RESOLVED, by the Township Committee of the Township of Harding that it hereby appoints Tracy Toribio as the Right-to-Know Coordinator for the year 2019.

Resolution TC 19-024 – Superintendent of Public Works Employment Agreement

BE IT RESOLVED, that the Mayor is authorized to execute the Superintendent of Public Work's employment agreement.

Resolution TC 19-025 – Resolution Designating Deputy Custodians of Public Records

WHEREAS, the Open Public Records Act, N.J.S.A. 47:1A-1 et seq., commonly known as "OPRA" was promulgated to increase public access to government records; and

WHEREAS, pursuant to OPRA, anyone wishing to review or obtain copies of government records must file a written request with the Custodian of Records, who at the municipal level of government is the Municipal Clerk; and

WHEREAS, OPRA does not preclude a municipality from developing reasonable and practical measures for handling and responding to OPRA requests, including designating Deputy Custodians of Records to ensure that the public is efficiently served and requests for government records are granted or denied in a prompt and expeditious manner; and

WHEREAS, every municipal department within the Township of Harding generates and maintains government records pertaining to its respective business matters and by designating Deputy Custodians of Records the Township is able to provide the public with direct access to government records from each municipal department with greater efficiency and timeliness.

BE IT RESOLVED, by the Mayor and Township Committee of the Township of Harding that they deem it important to ensure that the public requests for government records are handled in a prompt and expeditious manner; and

BE IT FURTHER RESOLVED, that the following Township employees shall be designated Deputy Custodians of Records for the purpose of handling and fulfilling OPRA requests for those records that are maintained and kept in their respective departments:

Administrative Assistant to the Township Administrator
Assistant Administrator
Secretary to the Planning Board and Zoning Board of Adjustment
Chief Financial Officer
Finance Department
Administrative Assistant to Chief of Police
Superintendent of Public Works
Administrative Assistant to the Health Department
Construction Official
Technical Assistant to Construction Official
Zoning Code Enforcement Officer/Zoning Official/REHS

and;

BE IT FURTHER RESOLVED, all Deputy Custodian of Records shall comply with provisions set forth in the Open Public Records Act, as amended, and shall advise the Municipal Clerk any concerns that may arise in fulfilling a request for government records; and

BE IT FURTHER RESOLVED, that all requests for government records, together with the written responses and records, shall be maintained by the Municipal Clerk of the Township of Harding in accordance with the prescribed Records Retention Schedule promulgated by the State of New Jersey; and

BE IT FURTHER RESOLVED, that all other Township officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

Resolution TC 19-026 – Resolution Appointing Leon Portine as the Deputy Zoning Officer

WHEREAS, §7-26A of the Township Code allows for the appointment of a Deputy Zoning Officer by resolution of the Township Committee; and

WHEREAS, §7-26B further provides that in the event of the absence, sickness or other disability of the official for whom each is deputy, each deputy official shall have all the powers and perform all of the duties of said official; and

WHEREAS, the Township Administrator, Robert Falzarano has determined that it is in the best interest of the Township to appoint Leon Portine as Deputy Zoning Officer for sole purpose of reviewing zoning application and plans for compliance with municipal, county and state laws and regulations; and

WHEREAS, the appointment of Deputy Zoning Officer shall be a one year term commencing January 1, 2019 and expiring December 31, 2019.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that effective January 1, 2019, Leon Portine shall be appointed as Deputy Zoning Officer for the sole purpose of reviewing zoning applications and plans for compliance with municipal, county and state laws and regulations, with the appointment terminating December 31, 2019.

Resolution TC 19-027 – Appointment of Emergency Management Coordinator for a Three Year Term

BE IT RESOLVED, by the Township Committee of the Township of Harding that Christopher M. Yates is hereby appointed as Emergency Management Coordinator for a three year term commencing on January 1, 2019 and ending on December 31, 2021.

Resolution TC 19-028 – Appointment of Deputy Emergency Management Coordinator

BE IT RESOLVED, by the Mayor and the Township Committee of the Township of Harding that Robert Falzarano is hereby appointed as Deputy Coordinator for the Office of Emergency Management.

Resolution TC 19-029 – Appointment of Deputy Emergency Management Coordinator

BE IT RESOLVED, by the Mayor and the Township Committee of the Township of Harding that Erik Heller and Michael Gromek are hereby appointed as Deputy Coordinators for the Office of Emergency Management.

Resolution TC 19-030 Appointment Kathleen Silber as the Tax Search Officer Pursuant to N.J.S.A. 54:5-11

WHEREAS, N.J.S.A. 54:5-11 requires that governing bodies of municipalities designate, by resolution, a Tax Search Officer.

BE IT RESOLVED, that Kathleen Silber, Tax Collector of the Township of Harding, is hereby designated Tax Search Officer for the Township of Harding.

Resolution TC 19-031 Appointment of Lisa A. Sharp as Assessment Search Officer Pursuant to N.J.S.A. 54:18-3

WHEREAS, N.J.S.A. 54:18-3 requires that governing bodies of municipalities designate, by resolution, an Assessment Search Officer.

BE IT RESOLVED, that Lisa A. Sharp, Municipal Clerk, of the Township of Harding is hereby designated Assessment Search Officer for said municipality.

Resolution TC 19-032 Designating Lorene Wright as the Public Agency Compliance Officer (P.A.C.O.) Pursuant to N.J.A.C. 17:27-3.2

WHEREAS, in accordance with N.J.A.C 17:27-3.2 each public agency shall designate an individual to serve as its Public Agency Compliance Officer (P.A.C.O.); and

WHEREAS, the P.A.C.O. is responsible for ensuring that municipal contracts comply with the policy of the State of New Jersey to promote equal opportunity and affirmative action with regard to public contracts; and

WHEREAS, it is the policy of the Township of Harding to promote and enforce all rules and regulations regarding affirmative action in public purchasing; and

WHEREAS, a copy of this resolution shall be sent to the Division of Purchase & Property, Contract Compliance Audit Unit, EEO Monitoring Program.

BE IT RESOLVED, by the Harding Township Committee that Lorene Wright, Assistant Administrator be appointed as the P.A.C.O. for a one-year term ending December 31, 2019.

Resolution TC 19-033 – Appointment of Lorene Wright as the Deputy Registrar Pursuant to N.J.S.A. 26:8-17

WHEREAS, there is a need for the appointment of a Deputy Registrar of Vital Statistics for the Township of Harding to assist in the day-to-day operation of the office; and

WHEREAS, in accordance with N.J.S.A. 26:8-17, the Local Registrar recommends the appointment of an Deputy Registrar; and

WHEREAS, Lisa A. Sharp, Township of Harding's Local Registrar recommends that Lorene Wright, a Certified Municipal Registrar, be appointed to serve as a Deputy Registrar of Vital Statistics for the Township of Harding.

BE IT RESOLVED, by the Township Committee of the Township of Harding that it concurs with the recommendation of the Local Registrar and hereby appoints Lorene Wright as Deputy Registrar of Vital Statistics for the Township of Harding for calendar year 2019 pursuant to state law.

Resolution TC 19-034 -- Resolution Appointing Tracy Toribio as the Indoor Air Quality Officer per N.J.A.C. 12:100-13

BE IT RESOLVED, by the Township Committee of the Township of Harding that Tracy Toribio is hereby appointed Indoor Air Quality Officer per N.J.A.C. 12:100-13.

Resolution TC 19-035 – Resolution Appointing Tracy Toribio as the Americans with Disabilities Act Compliance Officer

BE IT RESOLVED, by the Township Committee of the Township of Harding that Tracy Toribio is hereby appointed as Americans with Disabilities Act Compliance Officer.

Resolution TC 19-036 – Resolution Appointing Lisa Sharp as the Municipal Housing Liaison for the Township of Harding Pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 Et. Seq.

BE IT RESOLVED, by the Township Committee of the Township of Harding that Lisa Sharp is hereby appointed as Municipal Housing Liaison for the Township of Harding pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.

Resolution TC 19-037 – Appointment of Patricia Walker as the Alternate Deputy Registrar Pursuant to N.J.S.A. 26:8-17

WHEREAS, there is a need for the appointment of an Alternate Deputy Registrar of Vital Statistics for the Township of Harding to assist in the day-to-day operation of the office; and

WHEREAS, in accordance with N.J.S.A. 26:8-17, the Local Registrar recommends the appointment of an Alternate Deputy Registrar; and

WHEREAS, Lisa A. Sharp, Township of Harding's Local Registrar recommends that Patricia Walker be appointed to serve as a Deputy Registrar of Vital Statistics for the Township of Harding.

BE IT RESOLVED, by the Township Committee of the Township of Harding that it concurs with the recommendation of the Local Registrar and hereby appoints Patricia Walker as Alternate Deputy Registrar of Vital Statistics for the Township of Harding for calendar year 2019 pursuant to state law.

Resolution TC 19-038 – Appointment of Diane D’Jamoos as the Alternate Deputy Registrar Pursuant to N.J.S.A. 26:8-17

WHEREAS, there is a need for the appointment of an Alternate Deputy Registrar of Vital Statistics for the Township of Harding to assist in the day-to-day operation of the office; and

WHEREAS, in accordance with N.J.S.A. 26:8-17, the Local Registrar recommends the appointment of an Alternate Deputy Registrar; and

WHEREAS, Lisa A. Sharp, Township of Harding's Local Registrar recommends that Diane D’Jamoos be appointed to serve as an Alternate Deputy Registrar of Vital Statistics for the Township of Harding.

BE IT RESOLVED, by the Township Committee of the Township of Harding that it concurs with the recommendation of the Local Registrar and hereby appoints Diane D’Jamoos as Alternate Deputy Registrar of Vital Statistics for the Township of Harding for calendar year 2019 pursuant to state law.

Resolution TC 19-039 – Resolution that Fixes Fees for Delinquent Taxes and/or Assessments

WHEREAS, Chapter 45 of the Laws of 1970 authorizes the Township to establish the rate of interest to be charged for delinquent taxes or assessments in the Township of Harding; and

WHEREAS, N.J.S.A. 54:4-67 permits the governing body may also fix a penalty to be charged to a tax payer with a delinquency in excess of \$10,000 who fails to pay that delinquency prior to the end of the calendar year and that such penalty shall not exceed 6% of the amount of the delinquency; and

WHEREAS, P.L. 1979, Chapter 82, as amended by P.L. 1996, Chapter 113 (C. 40A:9-154.1) allows the governing body of the municipality to authorize the Township Tax Collector to process the refund and/or cancel property taxes less than \$10.00 without further action of the governing body.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey, as follows:

1. The Tax Collector of the Township of Harding is hereby authorized and directed to charge eight percent (8%) per annum on the first \$1,500 of the delinquency and eighteen percent (18%) per annum in excess of \$1,500 and no interest shall be charged if payment of any installment is made within a grace period of ten (10) calendar days following the date which same became payable.
 2. A six percent (6%) penalty shall be assessed on delinquent taxes, assessments or municipal charges in excess of \$10,000, which has not been paid prior to the end of a fiscal year
 3. The Tax Collector of the Township of Harding is hereby authorized to process the cancellation of any property tax refund or delinquency of less than \$10.00 without further action of the governing body.
-

Resolution TC 19-040 –Model Cash Management Plan

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey, that for the year 2019, the following shall serve as the cash management plan of the Township of Harding:

The Chief Financial Officer is directed to use this cash management plan as the guide in depositing and investing the Township of Harding funds.

The following are suitable and authorized investments:

1. Interest bearing bank accounts and certificates of deposit in authorized banks, listed below, for deposit of local unit funds.
2. Government money market mutual funds as comply with N.J.S.A. 40A:5-15.1(e).
3. Local government investment pools which comply with N.J.S.A. 40A:5-15(e) and conditions set by the Division of Local Government Services.
4. New Jersey State Cash Management Fund.
5. Repurchase agreements (repos) of fully collateralized securities which comply with N.J.S.A. 40A:5-15(a); and

BE IT FURTHER RESOLVED, each month, the Chief Financial Officer shall prepare a schedule of investments purchase and redeemed, investment earnings, fees incurred and market value of all investments; and

BE IT FURTHER RESOLVED, the following Government Unit Depository Protection Act approved banks are authorized depositories for the deposit of funds:

PNC Bank	TD Bank	Provident Bank
Peapack-Gladstone Bank	NJ ARM	Magyar Bank
Amboy Bank	M&T Bank	Investors Bank
Bank of America	Santander Bank	Columbia Bank
Valley National Bank	Lake Land Bank	New Jersey Cash Management Fund
Wells Fargo Bank	Affinity Federal Credit Union	

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that any successor of any of the aforementioned banks and any bank that provides GUDPA certification are hereby authorized depositories; and

BE IT FURTHER RESOLVED, disbursements from all checking accounts except as otherwise noted herein shall be signed by any two (2) of the following four (4) authorized individuals to include at minimum each check to bear one original signature. The Mayor and Finance Committee Chairman may designate a facsimile signature as subject to approval:

Mayor
Finance Committee Chairman
Township Administrator
Chief Financial Officer

and;

BE IT FURTHER RESOLVED, that the Chief Financial Officer or his designee is authorized to wire transfer funds for investment and payment of capital debt; and

BE IT FURTHER RESOLVED, the following are the authorized checking accounts:

- | | |
|---------------------|------------------------------|
| 1. Current Fund | 10. Animal Control Trust |
| 2. Grant Fund | 11. Forfeiture Trust |
| 3. Capital Fund | 12. Affordable Housing Trust |
| 4. Open Space Trust | 13. Farm at Harding Trust |
| 5. Sewer Operating | 14. Technical Review Escrow |

- | | |
|----------------------------|------------------------|
| 6. Sewer Capital | 15. Engineering Escrow |
| 7. Trust Fund | 16. Performance Escrow |
| 8. Unemployment Trust | 17. Grading Escrow |
| 9. Public Assistance Trust | 18. Tree Escrow |

Resolution TC 19-041 – Authorizing Temporary Appropriations as Approved by N.J.S.A. 40A:4-19

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2019 budget, temporary appropriations may be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January 2019; and

WHEREAS, the total appropriations in the 2018 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$7,150,980; and

WHEREAS, the 2019 Temporary Budget of \$1,869,873 does not exceed 26.25% of the total appropriations in the 2018 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance.

BE IT RESOLVED, by the Township Committee of the Township of Harding, in the County of Morris, New Jersey, that the attached appropriations be made and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.

Resolution TC 19-042 – Authorize Temporary Appropriations As Provided by N.J.S.A. 40A:4-19 Township of Harding Sewer Utility

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2019 budget, temporary appropriations may be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January 2019; and

WHEREAS, the total appropriations in the 2019 Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$230,000; and

WHEREAS, the 2019 Temporary Budget of \$71,437 does not exceed 26.25% of the total appropriations in the 2018 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance; and

BE IT RESOLVED, by the Township Committee of the Township of Harding, in the County of Morris, New Jersey, that the attached appropriations be made and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.

OPERATING	2018 Budget	2019 Temporary
Salaries & Wages	\$ 25,000	\$ 6,562
Other Expenses	\$ 188,000	\$ 49,350
Social Security	\$ 2,000	\$ 525
Total Operating Budget	\$ 215,000	\$ 56,437
CAPITAL IMPROVEMENTS		

Capital improvement Fund	\$ 15,000	\$ 15,000
TOTAL:	\$ 230,000	\$ 71,437

Resolution TC 19-043 – Tax Appeal Defense Approval

WHEREAS, counterclaims must be filed within 20 days of service of a Tax Court Complaint; and

WHEREAS, a Township Committee meeting date may fall outside that timeline.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris that Dorsey & Semrau is hereby authorized to file counterclaims with the Tax Court of New Jersey regarding any tax appeal filed with the Tax Court of New Jersey; and

BE IT FURTHER RESOLVED, that Dorsey & Semrau will do what is necessary or desirable to effectuate settlement of any case, without prejudice to the Township's interest in any other pending or future tax assessment appeals; and

BE IT FURTHER RESOLVED, the Township Administrator is authorized to approve tax settlements that do not exceed \$5,000.00 for each tax year that is settled.

Resolution TC 19-044 – Authorizing the Chief Financial Officer to Pay Certain Bills in Advance of the Regular Township Meeting

WHEREAS, there is a need to pay certain bills in advance of the regular Township Committee meeting; and

WHEREAS, this request is reasonable and appropriate.

BE IT RESOLVED, by the Township Committee of the Township of Harding, in the County of Morris, State of New Jersey on an as needed basis to be determined by the Chief Financial Officer, payment of bills in advance of the regular Township Committee meeting is hereby authorized.

Resolution TC 19-045 – Authorize the Finance Office to Maintain Petty Cash in the Amount of \$300

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash fund for the Township of Harding; and

WHEREAS, the Township Committee of the Township of Harding established such fund in May 1981.

BE IT RESOLVED, by the Township Committee of the Township of Harding that a petty cash fund shall be established and maintained in the Finance Department in the amount of \$300.00. Such petty cash shall be used for purchases not to exceed \$25.00.

Resolution TC 19-046 – Resolution Establishing the Pay Frequency for Township Employees

BE IT RESOLVED, by the Township Committee of the Township of Harding that the Chief Financial Officer is hereby authorized to pay Township employees from the Township of Harding Payroll Account semi-monthly

and that all payroll checks shall be signed by the Chief Financial Officer, the Assistant Treasurer, or Township Administrator.

Resolution TC 19-047 – Authorizing the Preparation of the Estimated Tax Bills for the Year 2019

WHEREAS, the Division of Local Government Services, State of New Jersey has the authority by State Statute to examine, review and then certify all local government budgets to the County Board of Taxation for the purpose of real estate taxation; and

WHEREAS, if the Morris County Board of Taxation cannot strike a tax rate until such certification is received from the State of New Jersey and will therefore cause a delay in issuing tax bills; and

WHEREAS, the Township Committee feels that there will be insufficient cash flow to support operations in August 2019 unless third quarter revenue is received on time; and

WHEREAS, after the Tax Collector computed the estimated tax levy and the Chief Financial Officer have reviewed it in accordance with N.J.S.A. 54:4-66.3.

BE IT RESOLVED, that the Township Committee of Harding Township, County of Morris, State of New Jersey, hereby authorized (if necessary) that:

1. The Tax Collector is directed to prepare and issue estimated tax bills for the Municipality of Harding Township for the third quarter 2019, in accordance with the provisions of N.J.S.A. 54:4-66.2et seq.
2. The Tax Collector is directed to submit in writing to the Township Committee the entire 2019 third (3rd) quarter tax levy.
3. The Tax Collector takes any additional steps necessary to implement this resolution if the final tax rate is not received from Morris County Board of Taxation.

and;

BE IT FURTHER RESOLVED, that the Municipal Clerk provides a certified copy of this resolution to the Tax Collector and Chief Financial Officer.

Resolution TC 19-048 – Resolution to Approve Payment of Vouchers

WHEREAS, vouchers for payment have been submitted to the Township Committee by the various Township departments.

BE IT RESOLVED, by the Township Committee of the Township of Harding that all vouchers approved by the Finance Department be paid subject to the certification of the availability of funds by the Chief Financial Officer.

Resolution TC 19-049 – Authorize use of State and County Co-Op's

WHEREAS, the Township of Harding, pursuant to N.J.S.A. 40 A: 11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program, the Morris County Cooperative Pricing Council, the Somerset County Cooperative Pricing System and the Middlesex Regional Educational Services Commission Cooperative Pricing System for any State or County

contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury, the Morris County Cooperative Pricing Council, the Somerset County Cooperative Pricing System and the Middlesex Regional Educational Services Commission Cooperative Pricing System; and

WHEREAS, the Township of Harding has the need on a timely basis to purchase goods or services utilizing State, Morris County Cooperative contracts, Somerset County Cooperative contracts or Middlesex Regional Educational Services Commission Cooperative Pricing System contracts; and

WHEREAS, the Township of Harding intends to enter into contracts with the attached referenced State, Morris County Cooperative Contract, the Somerset County Cooperative Contract and the Middlesex Regional Educational Services Commission Cooperative Pricing System Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State, Morris, Somerset and Middlesex County Cooperative contracts.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey, that the Township of Harding authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State, Morris County Cooperative Contract Vendors, Somerset County Cooperative Contract Vendors and Middlesex Regional Educational Services Commission Cooperative Pricing System Contract Vendors pursuant to all conditions of the individual State, Morris County, Somerset County and Middlesex Regional Educational Services Commission Cooperative Pricing System Cooperative contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Township of Harding pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Township of Harding and the Referenced State, Morris County, Somerset County and Middlesex Regional Educational Services Commission Cooperative Pricing System Cooperative Contract Vendors shall be from January 1, 2019 to December 31, 2019.

Resolution TC 19-050– Resolution Authorizing an Amendment to the Agreement for Marketing of Recyclable Materials

WHEREAS, the provisions of the "New Jersey Statewide Mandatory Source Separation and Recycling Act," (N.J.S.A. 13:1E-99.11 et al.) (the "Act"), require every municipality in this State to provide for the source separation and recycling of marketable materials generated from residential premises within its jurisdiction; and

WHEREAS, pursuant to the Act, the Municipality has adopted and enforces mandatory source separation and anti-scavenger ordinance(s) for Recyclable Materials; and

WHEREAS, the Morris County Municipal Utilities Authority (MCMUA) desires to assist municipalities in meeting their recycling goals pursuant to the Act by providing an outlet for disposal of Recyclable Materials; and

WHEREAS, on January 25, 2016, the Authority entered into an agreement with FCR Morris, LLC (dba ReCommunity) for the marketing of Recyclable Materials ("FCR Contract"), effective January 25, 2016, which contract provides the Authority with certain rates for the Recyclable Materials delivered to FCR by the MCMUA; and

WHEREAS, the FCR Contract extends those rates to municipalities which execute contracts with the MCMUA ("Supplemental Municipal Contracts") pursuant to which the Municipality agrees to direct its Fiber Mix, and/or Container Mix and/or Single-Stream Recyclables to FCR as set forth in the FCR Contract; and

WHEREAS, pursuant to the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq., the MCMUA may enter into a contract with a municipality for the provision of recycling services; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65- 1, (L.2007, c.63, s.2.) a Municipal Corporation and a County Utility Authority in the State of New Jersey are considered “Local Units.” Local Units are encouraged and authorized to enter into agreements which promote the sharing and/or consolidation of services; and

WHEREAS, pursuant to N.J.S.A. 40A:65-4(a)(3)(b), any agreement entered into pursuant to this section shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs, pursuant to rules and regulations promulgated by the director; and

WHEREAS, pursuant to N.J.S.A 40A:65-5, local units entering into shared services agreements must adopt a resolution authorizing and clearly identifying the agreement and ensure that a copy of the agreement shall be open to public inspection at the offices of the local unit immediately after passage of a resolution to become a party to the agreement; and

WHEREAS, pursuant to N.J.S.A. 40A:65-59(c), the agreement shall take effect upon the adoption of appropriate resolutions by all parties thereto, and execution of agreements authorized thereunder as set forth in the agreement.

BE IT RESOLVED, in consideration of the mutual covenants and agreements hereinafter mentioned, the parties agree as follows:

1. Section I c):

I. Municipal Responsibilities

- c. For the recyclable materials transported to FCR under the terms of this shared service agreement by the Municipality’s selected transporter, as of January 1, 2019, the Municipality shall review and reconcile FCR’s weight tickets directly with FCR prior to the 4th business day following the end of each month. The purpose of this review and reconciliation is so the Municipality and FCR are in agreement as to the quantity of recyclable materials accepted during the month so the quantity of recyclable materials in the monthly statement from FCR to the MCMUA is previously reconciled by the Municipality and FCR prior to the issuance of the FCR monthly statement to the MCMUA by the 5th business day following the end of each month.

2. Section II:

II. MCMUA Responsibilities

The MCMUA shall bill the Municipality each month for Fiber Mix, Container Mix, and/or Single Stream recyclables delivered to FCR Morris in accordance with a monthly statement provided by FCR. The MCMUA will receive this information from FCR on a monthly basis following review and reconciliation of all delivery weight receipts between FCR and the Municipality in accordance with Section I paragraph c) Municipal Responsibilities.

3. Section IV a):

IV. Payment

- a. The Municipality agrees to pay the MCMUA or be paid by the MCMUA for the Fiber Mix, Container Mix, and/or Single Stream Recyclables delivered by the Municipality to the FCR Recycling Facility according to the Fiber Mix. Container Mix and Single Stream Recyclables formulas set forth in Appendix I of the FCR Contract. The MCMUA shall not charge a monthly

administrative fee of \$10.00.

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the Harding Township Committee hereby approves the agreement for marketing of recyclable materials as annexed hereto and authorizes the Mayor and Municipal Clerk to execute the agreement.

Resolution TC 19-051 – Resolution Authorizing the Award of a Contract for Tree Conservation Officer – The Shade Tree Department -- for the Year 2019

WHEREAS, the Township of Harding has a need to award a contract for the services of a Tree Conservation Officer for the year 2019; and

WHEREAS, funds are available for this purpose.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following contract is hereby awarded for a one year period:

Tree Conservation Officer	John D. Linson	1/1/19 to 12/31/19
	Township of Harding Ordinance 225-3G	\$90.00 per hour
		Not to exceed \$5,000.00
		01-2019-1165-0165-2-00038

Resolution TC 19-052 – Resolution Authorizing an Agreement with Valley Health System for Drug and Alcohol Testing for the Year 2019

WHEREAS, the Township of Harding has a need to award an agreement for Drug and Alcohol Testing for the year 2019; and

WHEREAS, funds are available for this purpose.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey that the following contract is hereby awarded for a one year period:

Valley Health System	Drug and Alcohol Testing	1/1/19 to 12/31/19
	Township of Harding Ordinance 225-3G	\$500.00 for the year
		Not to exceed \$500.00
		01-2019-1105-0105-2-00020

Resolution TC 19-053 Resolution Authorizing an Annual Donation of \$40,000.00 to the Kemmerer Library, Harding Township, New Jersey

WHEREAS, on June 4, 2008, the Township of Harding Township Committee approved Ordinance #7-08 authorizing a ground lease between the Township of Harding and the Kemmerer Library; and

WHEREAS, the initial term of the lease shall be for forty years; and

WHEREAS, in accordance with the requirements of N.J.S.A. 40A:12-14 (c) of the Local Lands and Building Law, the Kemmerer Library of the Township of Harding, shall annually submit a report to the Township

Administrator, describing the use to which the leasehold was put to use during the previous year, the activities that it has taken in furtherance of the public purpose and an affirmation of its continued tax-exempt status pursuant to state and federal law; and

WHEREAS, the Kemmerer Library, Harding Township, submitted the 2018 Annual Report; and

WHEREAS, since 2007, the Township of Harding Township Committee has donated \$40,000.00 annually to the Kemmerer Library.

BE IT RESOLVED, by the Township Committee of the Township of Harding in the County of Morris and State of New Jersey, that the Harding Township Committee hereby authorizes the Qualified Purchase Agent to prepare a purchase order in the amount of \$40,000.00; and

BE IT FURTHER RESOLVED, that all other Township Officials and Employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this resolution.

Resolution TC 19-054 Resolution Authorizing an Annual Donation of \$4,500.00 to the Harding Township Senior Citizens

WHEREAS, the Harding Township Senior Citizens have made and continue to make Harding Township a wonderful place to live; and

WHEREAS, the Harding Township Senior Citizens' organization is essential for our senior citizens to communicate with local officials.

BE IT RESOLVED, that the Township Committee of the Township of Harding in the County of Morris, in the State of New Jersey, hereby express their appreciation to the Senior Citizens' of Harding Township for all the very positive contributions that make Harding a great place to live; and

BE IT FURTHER RESOLVED, the Township Committee upon final approval of the 2019 budget, authorize an annual donation in the amount of \$4,500.00 to be paid to the Harding Township Senior Citizen's organization

ORDINANCE FOR FIRST READING - NONE

ADJOURNMENT – Mayor

Upon a motion made by Mr. Jones, seconded by Mr. Modi, and with a vote of all ayes, none opposed, the meeting was adjourned at 8:15 p.m.

Respectfully Submitted,



Lisa A. Sharp
Municipal Clerk

Chris Yates Remarks

1-7-19

Mayor's Comments

Thank you for coming tonight to participate in one of the most important nights in our municipal government. At the beginning of each year, the Township Committee reorganizes town government by selecting a committee chair and deputy chair, filling openings on our boards, committees, and commissions, and appointing township officers and professionals.

2018 was a busy year in Harding. After more than three years of work we reached a settlement of the affordable housing litigation around the state-mandated obligation. Setting aside a discussion about the wisdom and mechanics of what the state requires us to do, we believe the settlement is as good as we could have hoped it to be. We've had extensive public discussion about the settlement and continue to be ready to answer any questions you might have. The Planning Board is hard at work on their part of the implementation and the Township Committee will meet two more times this month to complete the work of implementing the settlement. Our compliance hearing before the Superior Court is on March 1 and we expect to be found in compliance with the settlement.

As part of this settlement, The KRE project adjacent to Morris Township and the required zoning were approved and the site plan approval process before the Planning Board will get underway early this year. Cerebral Palsy of North Jersey should be breaking ground on their group home just south of the Minute Man in the next few months.

We also saw the diversion of the Glen Alpin property move closer to completion. Preliminary applications have been filed with a number of state agencies and their comments have been

reflected in the revised application, which we expect to file shortly. It is our hope we will have a decision from the state by the middle of this year.

Capital projects have moved briskly. In this building we rebuilt the front porch and walkway, converted the parking lot lights to LED, replaced the rotted trim and sills around the windows, re-carpeted the second floor, opened the trail on the municipal campus, and installed a new sound and recording system in this room. We are well underway with the administration building at DPW and will be moving forward on the salt storage building later in the year. Blue Mill Road, Anthony Wayne, Stark and St. Clair drives were paved.

The town's open space portfolio increased with the purchase of property adjacent to Margett's field, a parcel on Arborview, and we've made a proposal to DOT to purchase 10 acres adjacent to 287 and Primrose, all properties which can be used as part of the Glen Alpin diversion.

We passed a number of new ordinances: ordinances to protect Harding from what appears to be an increasingly reckless approach to marijuana legalization in Trenton, to control the spread of invasive bamboo, to develop a process to manage the installation of cell nodes in Harding, and a three-year experiment to see if the banning of trapping of foxes and coyotes will decrease the incidence of lyme disease.

We appointed a new police chief, Eric Heller, and are very pleased with the work Eric has done and his plans for PD's future. The Township Committee has reviewed an analysis of

the police department, reflecting the restructuring done five years ago, and will be making some changes to our current staffing to enhance the department's effectiveness and yield some cost savings. The department's rules and regulations have been revised.

Our administrator, Bob Falzarano, has continued to update and improve Harding's policies and procedures, developing and revising 21 written directives. Bob has brought Harding into the 21st Century and is making Harding a leader in delivering cost-effective municipal government and best-in-state service to our residents. We are grateful for his outstanding leadership, work, and commitment to Harding.

For 2019 we look forward to completing the diversion of Glen Alpin, re-evaluating our approach to open space and stewardship of our public properties, and continuing the implementation of our financial plan by shedding debt at a pace faster than previously planned.

The county ordered tax revaluation will begin later this year.

The 2019 budget, which will be introduced next month, will demonstrate that Harding's financial health today and over the next decade is the best in the state. And we believe that is not an exaggeration. That can give you great comfort about your taxes over the next several years.

We will finalize the formation of our Centennial Committee and look forward to our celebration in 2022. If you are interested in

serving on that committee or contributing in some way, please let us know.

Finally, we are grateful for all of our town employees. They come in every day committed to Harding and its residents.

We are grateful for all of the volunteers who serve on our fire and rescue squads. Not only do they protect us and our properties, they save us millions of dollars a year in taxes. They are always in need of volunteers so if you have time please consider joining them. You will be welcomed with open arms.

We are grateful for the library. It has become an irreplaceable institution in Harding, serving as the center of our community. Please consider supporting it with your time and resources.

We are grateful for all of the volunteers who serve on our boards and commissions. Harding couldn't function without their service. They are an integral part of our efforts to keep Harding what it is today.

2018 also marked the end of the illustrious service of one of Harding's favorite sons. Rodney Frelinghuysen has for decades had Harding's back and his contribution to our town cannot be overstated. Thank you, Rodney, for your service. We will miss your leadership and work.

I'd also like to thank the members of the Township Committee. We welcome Nanette and Tim tonight for another term of service. It takes a lot of time and effort to keep Harding running

the way you expect it to run. My colleagues are completely dedicated to our town and I am grateful for that.

Last, and most important, we are grateful for the support of our residents. Residents who vote and participate in our democracy. Who attend meetings to offer their insights and advice and who keep us informed about the needs and challenges in our town. Residents who don't hold back when they have an opinion about what we are doing. When I travel to other towns and meet with other governing officials I tell them that Harding has the most accomplished and most informed residents of any town in the state. That is a resource that can't be replicated anywhere. From rocket scientists to wizards of Wall Street, the arts and humanities and all subjects in between, nowhere in the state will you find a greater treasure of wisdom and knowledge. That is indeed a great resource for our town.

Nanette DiTosto Remarks

**Remarks by Nanette Di Tosto
Harding Township Committeewoman**

**January 7, 2019
Final**

I want to express my heartfelt thanks to Harding residents for your continued support. It is an honor and a privilege to continue to serve our very special community.

Last year I ran for my third term for Township Committee. My platform was consistent with my record, with what I promised in my past 2 campaigns, and continues to be my template for the next three years: A Commitment to upholding Harding's Core Values -- our tradition of Volunteerism, Financial Responsibility, Low Taxes, Municipal Independence and Public Safety, and protecting Harding's unique Rural Heritage and Natural Resources. Governance is hard and requires a profound understanding of our town, each issue, and how these issues are interrelated. Governing requires experience, accountability, transparency, and independent thinking and voting. Most importantly, it requires respect for constituent needs. Being open with and listening to all residents is one of my fundamental responsibilities.

There was an active debate this past election cycle in Harding which is healthy. However, we should always strive to conduct our discussions in a civil and respectful manner. As a Harding Township Committeewoman, I am an at-large representative, which means I represent all residents, regardless of district, irrespective of individual political party affiliations. And, while it is impossible to have complete agreement on every issue, I promise to promote open and courteous discussion, be respectful of differences, and continue to independently champion the values that make Harding unique. As we embark on 2019, it is important that we all continue to voice our views with civility, respect one another regardless of views and party affiliations, and come together to provide solutions for the greater common good of our community.

As I look to 2019 and beyond, Harding is, as compared to other towns and in its own right, in pretty good condition. We have low taxes; a robust open space program; conservative budgets that don't compromise the excellent services the town delivers to residents including our top-notch police department; a vibrant and active volunteer community which is the lifeblood of Harding including our all-volunteer Fire/EMT who deliver top quality public safety at a huge savings to tax payers, and; a successful affordable housing settlement -- just to name a few. However, we certainly continue to face challenges with increasing pressures on our budget and ever higher spiraling taxes in NJ. Harding is well-positioned to face these challenges.

I am excited to help navigate Harding through future challenges and I will continue to be an independent voice, striving to make choices that solve today's challenges while protecting the long term interests of this extraordinary jewel of a town. I look forward to working with my colleagues on the Township Committee, the fine professionals of the Township Administration, and the dedicated volunteers of Harding's many boards and organizations. Moreover, I look forward to working with and serving all Harding residents. Thank you.